## UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

CHARTER COMMUNICATIONS ENTERTAINMENT I, LLC d/b/a CHARTER COMMUNICATIONS.

Plaintiff, : CIVIL ACTION : NO. 04-40188

v. :

STEVEN GOREN

Defendant.

## MOTION FOR ENTRY OF DEFAULT AGAINST DEFENDANT STEVEN GOREN

Pursuant to Federal Rule of Civil Procedure 55(a) and Local Rules of Civil Procedure, Plaintiff Charter Communications Entertainment I, LLC d/b/a Charter Communications, hereby moves this Court for a judgment by default against the Defendant STEVEN GOREN ("Defendant"), in the above-captioned action. In support of its Motion, Plaintiff states that:

- 1. The Complaint in the above-captioned action was filed in this Court on September 20, 2004;
- 2. The Defendant was served by Deputy Sheriff David I. Galena by leaving a copy of the Summons and Complaint at the abode of the Defendant on September 24, 2004 and by mailing a first class true attested copy to the home of the Defendant on September 27, 2004 pursuant to Rule 4(c) and 4(e) of the Federal Rules of Civil Procedure;
  - 3. The Defendant failed to file an Appearance in the above-captioned action; and
- 4. The Defendant failed to file a response to the Complaint, which was due on or before October 14, 2004, as required by Rule 12(a) of the Federal Rules of Civil Procedure.

WHEREFORE, Plaintiff requests the Court enter judgment of default against the Defendant in this action.

PLAINTIFF - CHARTER COMMUNICATIONS ENTERTAINMENT I, LLC d/b/a CHARTER COMMUNICATIONS

By Its Attorneys,

Burton B. Cohen, BBO#656190

Christopher L. Brown, BBO#642688

Murtha Cullina LLP 99 High Street-20<sup>th</sup> Floor

Boston, MA 02110 (617) 457-4000

Dated: October 17, 2004

## **CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing Motion for Entry of Default was mailed first-class, postage prepaid, on October  $\frac{19}{100}$ , 2004 to:

Steven Goren 21 Orono Street Worcester, MA 01606

Çhristopher L. Brøwn